

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF INDEPENDENT CELLULAR )  
NETWORK FOR A CERTIFICATE OF PUBLIC ) CASE NO. 91-059  
CONVENIENCE AND NECESSITY AUTHORIZING )  
THE CONSTRUCTION OF AN ADDITIONAL TOWER )  
SITE LOCATION )

O R D E R

IT IS ORDERED that Independent Cellular Network ("ICN") shall file the original and six copies of the following with the Commission, with a copy to all parties of record. The information requested herein is due no later than 30 days from the date of this Order.

1. Provide the exact location for the cell site. If street address is not available, identify the location by the closest interstates, highways, routes, roads, etc., or other easily identifiable directions.

2. Provide a copy of plans, specifications, and engineering report and actual tower design, not site plan, dated, sealed and signed by a registered professional engineer.

3. Identify the rock formation by name and rock type (principle) on which the tower will be constructed.

4. (a) Has core drilling been conducted on the site to determine the rock types and structures? If not, why not? If yes, explain thoroughly.

- (b) Have other methods been used? If yes, provide.
5. (a) How thick are the soil and weathered rock horizon?  
(b) How deep are firm and solid bedrocks?
6. (a) What was the elevation of the 1937 flood at the site?  
(b) What is tower foundation elevation at the site?
7. (a) Given the seismic activity of Kentucky and the potential for an earthquake capable of causing considerable damage in the immediate area, and also considering an episode of a strong tornado, what steps have you taken to ensure that the tower foundation design will comply with applicable wind loads and increased gust factors in the area of construction, as well as conformance to building code requirements and applicable standards for tower design within the Commonwealth?  
(b) If it falls as a result of such events, how many residences are within reach or in danger of being damaged?
8. Provide a toll free number or provision for accepting collect calls for customer complaints.

**IT IS FURTHER ORDERED that:**

1. ICN shall give written notice of the proposed tower site to each and every resident/tenant whose dwelling lies within 500 feet of the proposed tower site and to each and every owner of

property within 500 feet of the proposed tower site of the application.

2. The notice required above shall be that contained in Appendix A, attached hereto and incorporated as if fully set out herein. The map showing the location of the proposed tower shall be attached to this notice. The notice shall be mailed, postage prepaid, to each resident/tenant and property owner whose property lies within 500 feet of the proposed tower site.

3. ICN shall mail the written notification described above no later than 30 days from the date of this Order, and within 10 days after completion of the notification, ICN shall file an affidavit with the Commission verifying full compliance with this notice requirement including, but not limited to, listing the name and address of each resident and property owner who received the notice, the date the notice was mailed, postage prepaid, and attaching a true copy of the written notice given to the residents and property owners.

Done at Frankfort, Kentucky, this 4th day of April, 1991.

PUBLIC SERVICE COMMISSION

  
For the Commission

ATTEST:

  
Executive Director

APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE  
COMMISSION IN CASE NO. 91-059 DATED 4/04/91

PUBLIC NOTICE

On February 22, 1991, Independent Cellular Network applied to the Public Service Commission of Kentucky for a Certificate of Public Convenience and Necessity to construct and operate a new cell facility to provide cellular radio service. The facility would include a \_\_\_\_\_-foot tower to be located at \_\_\_\_\_.

(insert street address)

A map showing the location is attached. This notice is being sent to you because you either own property or reside on property that is located within 500-foot radius of the proposed tower.

The Commission invites your comments regarding the Utility's proposed construction. Also, the Commission wants you to be aware of your right to intervene in this matter. That right must be exercised within 30 days of the date of this notice as shown below. Your comments and requests for intervention should be addressed to:

Executive Director's Office  
Public Service Commission of Kentucky  
P.O. Box 615  
Frankfort, Kentucky 40602

Please refer to Case No. 91-059 in your correspondence.

This NOTICE was mailed \_\_\_\_\_.  
(insert date)